

Sanjay Kachhap Vs. the State of Jharkhand

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Court : Jharkhand

Decided On : Feb-05-2013

Appellant : Sanjay Kachhap

Respondent : The State of Jharkhand

Judgement :

INTHEHIGHCOURTOFJHARKHANDATRANCHI B.A.No.10446of2012 with
B.A.No.56of2013 with B.A.No.13of2013 AmritKachhap
Petitioner(InB.A.No.10446of2012) SanjayKachhap Petitioner(InB.A.No.56of2013)
JoginderOraon Petitioner(InB.A.No.13of2013) Versus TheStateofJharkhand
OppositeParty CORAM: HONBLEMR.JUSTICED.N.UPADHYAY ForthePetitioners
:M/sGaneshPathak&S.K.Upadhyay,Advocates FortheState :APP 03/05.02.2013
Heardlearnedcounselfortheparties. The petitioners are accused in a case
registered under Sections
302/34oftheIndianPenalCodeandSection27oftheArmsAct.

Itreveals that the husband of the informant was killed when he
was returning from Block Office. The informant has raised suspicion against the
petitioners and other accused with whom he was having previous enmity.

It is submitted that one of the coaccused Deepak Singh has been
granted bail by a Bench of this Court vide B.A.No.493of2013. There is no direct or
circumstantial evidence available in the case diary against these petitioners.
Learned counsel of the State submitted that the movement of
accused persons was noticed by witnesses who have been examined in para 29,
30 and 48 of the case diary. The deceased was murdered under a conspiracy

hatched out by the accused persons including these petitioners. Since one of the coaccused, having more or less similar allegation, has been granted bail by a Bench of this Court, above named petitioners are also directed to be released on bail on furnishing bail bond of Rs.10,000/(Rupees Ten Thousand) each with two sureties of the like amount each to the satisfaction of the Court of Sri Rajiv Ranjan, learned Judicial Magistrate, Ranchi in connection with Itki P.S. Case No.50 of 2012 corresponding to G.R. Case No.5034 of 2012. (D.N.Upadhyay,J.) NKC

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